

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
AMARILLO DIVISION

RAYMOND EDUARDO DIAZ,

v.

UNITED STATES OF AMERICA

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§  
§

2:10-CV-175

**ORDER ADOPTING REPORT AND RECOMMENDATION and  
DISMISSING MOTION TO VACATE, SET ASIDE OR CORRECT SENTENCE**

Defendant has filed a motion to vacate, set aside or correct sentence by a person in federal custody. On January 3, 2011, the United States Magistrate Judge entered a Report and Recommendation recommending therein that defendant's motion be dismissed for want of prosecution. No objections to the Report and Recommendation have been filed of record as of this date.

The undersigned United States District Judge has made an independent examination of the record in this case. The Magistrate Judge's Report and Recommendation is hereby ADOPTED. Accordingly, the motion to vacate, set aside or correct sentence filed by defendant is, in all things, DISMISSED for want of prosecution.

IT IS SO ORDERED.

ENTERED this 27<sup>th</sup> day of January 2011.

  
MARY LOU ROBINSON  
UNITED STATES DISTRICT JUDGE